



PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

7

Application Number

10/049,896

Filing Date

February 12, 2002

First Named Inventor

Brian Keith Walker

Art Unit

1744

Examiner Name

Jastrzab, Krisanne Marie

Attorney Docket Number

0091-00406

**ENCLOSURES (Check all that apply)**

Fee Transmittal Form



Fee Attached



Amendment/Reply



After Final



Affidavits/declaration(s)



Extension of Time Request



Express Abandonment Request



Information Disclosure Statement



Certified Copy of Priority Document(s)

Reply to Missing Parts/  
Incomplete ApplicationReply to Missing Parts  
under 37 CFR 1.52 or 1.53

Drawing(s)



Licensing-related Papers



Petition

Petition to Convert to a  
Provisional ApplicationPower of Attorney, Revocation  
Change of Correspondence Address

Terminal Disclaimer



Request for Refund



CD, Number of CD(s) \_\_\_\_\_

☐ Landscape Table on CD

Remarks



After Allowance Communication to TC

Appeal Communication to Board  
of Appeals and InterferencesAppeal Communication to TC  
(Appeal Notice, Brief, Reply Brief)

Proprietary Information



Status Letter

Other Enclosure(s) (please identify  
below):Declaration of Small Entity Status  
Statement under 37 CFR 3.73(b)  
Two Assignments w/ Recordation Forms  
Return Receipt Postcard**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name

Cherskov &amp; Flaynik

Signature

Printed name

Michael J. Cherskov

Date

January 3 2007

Reg. No.

33,664

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature

Typed or printed name

Robert E. Green III

Date

Jan. 3, 2007

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



**PATENT**

**UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: WALKER et. al.  
Application: DEVICE AND METHOD FOR MINIMIZING PATHOGENS IN  
HEATED WATER  
Serial No.: 10/049,896  
Filing Date: February 12, 2002  
Art Unit: 1744  
Case No.: 0091-00406

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 1-3-07 (Date of Deposit)

Robert E. Green III  
Name of Representative

Robert E. Green III  
Signature

Jan. 3, 2007  
Date of Signature

Mail Stop: Issue Fee  
Commissioner for Patents  
Box 1450  
Alexandria, VA 22313-1450

CHERSKOV & FLAYNIK  
20 N. Wacker Drive  
Chicago, IL 60606  
312-621-1330

**DECLARATION OF SMALL ENTITY STATUS,  
PURSUANT TO 37 C.F.R. 1.27 c(1)**

Sir:

A large entity status was applied to this case in October, 2006. However, the undersigned, as attorney of record and by authority of 37 C.F.R. 1.33(b), asserts that the applicant now qualifies as a small entity pursuant to Assignment of Patent Rights. As such, Applicant is entitled to a reduction in Issue Fees, Publication Fees and other fees so determined by entity size.

The Office is authorized to deduct or credit any under- or over-payments to Deposit Account No. 501709 of the undersigned.

Respectfully submitted,

**CHERSKOV & FLAYNIK**

BY Michael J. Cherskov  
Michael J. Cherskov (Reg. No. 33,664)